

RECESS

Mr. KYL. Mr. President, I ask unanimous consent the Senate stand in recess until 1 p.m. today.

There being no objection, the Senate, at 11:43 a.m., recessed until 1:02 p.m.; whereupon, the Senate reassembled when called to order by the Presiding Officer (Mr. KYL).

EDUCATIONAL OPPORTUNITIES ACT

The PRESIDING OFFICER. The clerk will report S. 2.

The legislative clerk read as follows:

A bill (S. 2) to extend programs and activities under the Elementary and Secondary Education Act of 1965.

The Senate proceeded to consider the bill which had been reported from the Committee on Health, Education, Labor, and Pensions, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Educational Opportunities Act”.

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. References.

Sec. 3. Short title; purpose; definitions.

TITLE I—HELPING DISADVANTAGED CHILDREN MEET HIGH STANDARDS

Sec. 101. Policy and purpose.

Sec. 102. Authorization of appropriations.

Sec. 103. Reservation and allocation for school improvement.

PART A—BASIC PROGRAMS

Sec. 111. State plans.

Sec. 112. Local educational agency plans.

Sec. 113. Eligible school attendance areas.

Sec. 114. Schoolwide programs.

Sec. 115. Targeted assistance schools.

Sec. 116. Pupil safety and family school choice.

Sec. 117. Assessment and local educational agency and school improvement.

Sec. 118. Assistance for school support and improvement.

Sec. 119. Parental involvement.

Sec. 120. Professional development.

Sec. 120A. Participation of children enrolled in private schools.

Sec. 120B. Early childhood education.

Sec. 120C. Allocations.

Sec. 120D. Establishment of the child centered program.

PART B—EVEN START FAMILY LITERACY PROGRAMS

Sec. 121. Even start family literacy programs.

PART C—EDUCATION OF MIGRATORY CHILDREN

Sec. 131. Program purpose.

Sec. 132. State application.

Sec. 133. Comprehensive plan.

Sec. 134. Coordination.

PART D—PARENTAL ASSISTANCE

Sec. 141. Parental assistance.

PART E—GENERAL PROVISIONS; COMPREHENSIVE SCHOOL REFORM; ASSISTANCE TO ADDRESS SCHOOL DROPOUT PROBLEMS

Sec. 151. General provisions; comprehensive school reform; assistance to address school dropout problems.

TITLE II—PROFESSIONAL DEVELOPMENT FOR TEACHERS

Sec. 201. Teacher quality.

Sec. 202. Leadership education and development program.

Sec. 203. Reading excellence.

Sec. 204. National Writing Project.

Sec. 205. General provisions.

Sec. 206. New century program and digital education content collaborative.

Sec. 207. Conforming amendments.

TITLE III—ENRICHMENT INITIATIVES

Sec. 301. Enrichment initiatives.

Sec. 302. Dissemination of advanced placement information.

Sec. 303. Technical and conforming amendments.

TITLE IV—SAFE AND DRUG-FREE SCHOOLS AND COMMUNITIES

Sec. 401. Amendment to the Elementary and Secondary Education Act of 1965.

Sec. 402. Gun-free requirements.

Sec. 403. School safety and violence prevention.

Sec. 404. Background checks.

Sec. 405. Constitutionality of memorial services and memorials at public schools.

Sec. 406. Environmental tobacco smoke.

TITLE V—EDUCATIONAL OPPORTUNITY INITIATIVES

Sec. 501. Educational opportunity initiatives.

PART A—TECHNOLOGY EDUCATION

Sec. 511. Technology education.

PART B—WOMEN'S EDUCATIONAL EQUITY; STAR SCHOOLS

Sec. 521. Women's educational equity.

Sec. 522. Star schools.

PART C—MAGNET SCHOOLS ASSISTANCE

Sec. 531. Magnet schools assistance.

PART D—PUBLIC CHARTER SCHOOLS

Sec. 541. Public charter schools.

PART E—CIVIC EDUCATION; FIE; ELLENDER FELLOWSHIPS; READY-TO-LEARN TELEVISION; INEXPENSIVE BOOK DISTRIBUTION

Sec. 551. Civic education; FIE; Ellender fellowships; ready-to-learn television; inexpensive book distribution.

PART F—TECHNICAL AND CONFORMING AMENDMENTS

Sec. 561. Technical and conforming amendments.

TITLE VI—INNOVATIVE EDUCATION

Sec. 601. Innovative education.

Sec. 602. Technical and conforming amendment.

TITLE VII—BILINGUAL EDUCATION

Sec. 701. Purpose.

Sec. 702. Authorization of appropriations.

Sec. 703. Repeal of program development and implementation grants.

Sec. 704. Program enhancement projects.

Sec. 705. Comprehensive school and systemwide improvement grants.

Sec. 706. Repeal of systemwide improvement grants.

Sec. 707. Applications.

Sec. 708. Repeal of intensified instruction.

Sec. 709. Repeal of subgrants, priority, and coordination provisions.

Sec. 710. Evaluations.

Sec. 711. Research.

Sec. 712. Academic excellence awards.

Sec. 713. State grant program.

Sec. 714. National Clearinghouse.

Sec. 715. Instructional materials development.

Sec. 716. Training for all teachers program.

Sec. 717. Graduate fellowships.

Sec. 718. Repeal of program requirements.

Sec. 719. Program evaluations.

Sec. 720. Special rule.

Sec. 721. Repeal of finding relating to foreign language assistance.

Sec. 722. Foreign language assistance applications.

Sec. 723. Emergency immigrant education purpose.

Sec. 724. Emergency immigrant education State administrative costs.

Sec. 725. Conforming amendments.

Sec. 726. Emergency immigrant education authorization of appropriations.

Sec. 727. Coordination and reporting requirements.

TITLE VIII—IMPACT AID

Sec. 801. Short title.

Sec. 802. Purpose.

Sec. 803. Payments relating to Federal acquisition of real property.

Sec. 804. Payments for eligible federally connected children.

Sec. 805. Sudden and substantial increases in attendance of military dependents.

Sec. 806. School construction and facility modernization.

Sec. 807. State consideration of payments in providing State aid.

Sec. 808. Federal administration.

Sec. 809. Administrative hearings and judicial review.

Sec. 810. Forgiveness of overpayments.

Sec. 811. Applicability.

Sec. 812. Definitions.

Sec. 813. Authorization of appropriations.

Sec. 814. Technical and conforming amendment.

TITLE IX—INDIAN, NATIVE HAWAIIAN, AND ALASKA NATIVE EDUCATION

Sec. 901. Programs.

Sec. 902. Conforming amendments.

TITLE X—GENERAL PROVISIONS

Sec. 10001. Uniform provisions.

Sec. 10002. Evaluations.

Sec. 10003. America's Education Goals.

Sec. 10004. America's Education Goals Panel.

Sec. 10005. Comprehensive regional assistance centers.

Sec. 10006. Repeals.

Sec. 10007. Technical and conforming amendments.

TITLE XI—AMENDMENTS TO OTHER LAWS**PART A—REPEALS**

Sec. 11101. Goals 2000: Educate America Act.

Sec. 11102. Higher Education Amendments of 1998.

Sec. 11103. Conforming amendments.

PART B—EDUCATION FOR HOMELESS CHILDREN AND YOUTH

Sec. 11201. Statement of policy.

Sec. 11202. Grants for State and local activities.

Sec. 11203. Local educational agency grants.

Sec. 11204. Secretarial responsibilities.

Sec. 11205. Definitions.

Sec. 11206. Authorization of appropriations.

Sec. 11207. Conforming amendments.

PART C—ALBERT EINSTEIN DISTINGUISHED EDUCATORS

Sec. 11301. Albert Einstein Distinguished Educator Act of 1994.

SEC. 2. REFERENCES.

Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.).

SEC. 3. SHORT TITLE; PURPOSE; DEFINITIONS.

The Act (20 U.S.C. 6301 et seq.) is amended—
(1) in the heading for section 1, by striking “**TABLE OF CONTENTS**” and inserting “**SHORT TITLE**”; and
(2) by adding after section 1 the following:

“SEC. 2. PURPOSE.

“It is the purpose of this Act to support programs and activities that will improve the Nation's schools and enable all children to achieve high standards.

“SEC. 3. DEFINITIONS.

“Except as otherwise provided, in this Act:

“(1) **AVERAGE DAILY ATTENDANCE.**—

“(A) **IN GENERAL.**—Except as provided otherwise by State law or this paragraph, the term ‘average daily attendance’ means—